

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services-PR&RD – Surprise Check conducted on the O/o the EE, PR, Gudur Division, Nellore District-Departmental Proceedings against Sri N. Sambaiah, DAO(W), O/o the EE, PR Division, Gudur, Nellore District – punishment of 5% cut in pension for five years against Sri N. Sambaiah, DAO (W) (Retd) under Rule 9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

FINANCE (WA.II) DEPARTMENT

G.O. Rt No. 977

Dated:28-03-2011.

Read the following:-

1. From the Director General, ACB, Lr. No. 182/DES-NNL/2001, dated 18.02.2002.
2. Finance Department Memo No. 5221-A/100/WA.II/2002, dated 05.03.2002.
3. From the Executive Engineer, P.R., Gudur Lr. No. A1/Estt/PR/2002, dated 16.03.2002.
4. Finance Department Memo No. 5221-A/100/WA.II/2002, dated 26.09.2005.
5. G.O. Rt No. 1260, P.R. & R.D (Vig.A1) Department, dated 29.08.2003.
6. P.R. & R.D(Vig.1A) Department U.O. Note No.1355/Vig.IA/2001-28, dated 24.08.2010.
7. Finance Department Memo No. 24992/480/WA.II/2010, dated 14.09.2010.
8. Director of Works Accounts Memo. No. DWA/Hyd/EC1/FDF/2010-11, dated 29.09.2010.
9. Finance Department Memo No. 24992/480/WA.II/2010, dated 16.10.2010.
10. From the Director of Works Accounts Lr. No. DWA/Hyd/Sn.I/EC1/2010-11/259, dated 08-11-2010.
11. Finance Department Letter No. 24992/480/WA.II/2010, dated 20.01.2011/
12. From the Secretary Andhra Pradesh Public Service Commission, Lr. No. 191/RT-1/1/2011, dated 11.03.2011.

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On receipt of information from the Director General, ACB in the reference 1st read above, Government vide orders issued in the reference 2nd read above, framed article of charges against Sri N. Sambaiah, DAO (W), for certain irregularities committed, connived with Executive Engineer, PR Division, Gudur, Dy. Exe. Engineer, PR, Kota Sub Division and Assistant Engineer, PR, Ozili Mandal in issuance of cheque of Rs. 1,11,584/- to Sri K. Balakrishna Reddy, instead of Sri Kovur Krishna Reddy, Chairman, Education Committee and Contractor of Z.P. High School Compound wall and swallowed the amount by forging the signatures of the Contractor. The Accused Officer submitted his written statement of defence vide reference 3rd read above and the same was furnished to P.R. & R.D Department in the reference 4th read above.

A common enquiry was conducted by the P.R.&R.D Department vide reference 5th read above, by entrusting it to Commissioner of Inquiries and in respect of Sri N. Sambaiah, DAO (W) (Retd), the Inquiry Authority held that charges are proved against him. Based on the Inquiry Report, Government have taken a provisional decision to impose a punishment of 5% cut in pension for a period of five years against Sri N. Sambaiah, DAO (W), (Retd).

The Inquiry Authority, i.e., the Member, Commissioner of Inquiries in his report in case of Sri N. Sambaiah, DAO (W) observed that;

“7.5.2: xxxxx xxxxx xxxxx xxxxx

7.5.3: Thus, Sri N. Sambaiah, Divisional Accounts Officer, O/o the E.E., P.R., Gudur Division, Nellore District by his above mentioned acts has exhibited lack of integrity, lack of devotion to duty and conduct unbecoming of a Member of Service and thereby contravened Rule 3 of A.P. Civil Services (Conduct) Rules, 1964” is **proved to the extent that he has failed to verify thoroughly the name of payee i.e. the Contractor before preparing the cheque in the name of K. Bala Krishna Reddy instead of Sri K. Krishna Reddy, Contractor.**

He has also failed in his duty by drawing the cheque without crossing for payment 'account payee'. Laxity on his part in allowing others to handle the cheques resulting in delivery of the cheques to unauthorized persons, without obtaining proper acknowledgment is established."

Based on the findings of the enquiry authority, Government in the references 7th and 8th read above, while communicating the enquiry report to the Accused Officer intimated the provisional decision on imposing the punishment of 5% cut in pension for five years. The charged officer furnished his reply through the Director of Works Accounts in the reference 10th read above and he requested to waive proposed penalty of 5% cut in pension for 5 years.

The A.P. Public Service Commission, Hyderabad in their letter 12th read above have concurred with the proposal of the Government for imposition of a punishment of 5% cut in pension for a period of five years on the Charged Officer Sri N. Sambaiah, DAO (W) (Retd).

Government after careful examination of the matter, in exercise of the powers conferred, hereby impose a punishment of 5% cut in pension for a period of five years against Sri N. Sambaiah, DAO (W) (Retd) under Rule 9 of A.P.Revised Pension Rules, 1980.

The Director of Works and Accounts, A.P., Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.E. SEKHAR BABU,
SECRETARY TO GOVERNMENT (W&P)

To

Sri N. Sambaiah, DAO (W) (Retd)

through the Director of Works Accounts, Hyderabad

Copy to:

The Director of Works Accounts. Hyderabad.

(with a request to serve the copy of to the individual
and send the served copy to the Government)

The Accountant General, A.P., Hyderabad.

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.

The Secretary to A.P. Vigilance Commission, Hyderabad.

The Director General, Anti Corruption Bureau, Hyderabad.

The Executive Engineer, PR Division, Gudur, Nellore District/
SF/SCs.

//FORWARDED:: BY ORDER//

SECTION OFFICER